

ZONING AND ADJUSTMENT BOARD

January 6, 2003

The Zoning and Adjustment Board of Sumter County, Florida convened on Monday, January 6, 2003 at 6:33 P.M. with the following members present: Larry Story, Chairman, Dossie Singleton, Jack Bratton, Rusty Mask, Richard Bradley, Evan Merritt, Frank Topping, Dale Nichols and Doug Childers, Jr.. Todd Brown, Mark Caruthers and Lamar Parker were absent. Terry Neal, Board Attorney, was present. Roberta Rogers, Director of Planning & Development, and Aimee Webb, Board Secretary, were also present.

The Board members led everyone in the pledge of allegiance and prayer.

Mr. Bradley made a motion to approve the minutes from the ZAB Meeting on December 16, 2002. Mr. Merritt seconded the motion and the motion carried.

Mr. Story presented the Proof of Publication.

ZP2003-1

Annette & L.C. Brown

L.C. Brown was present and requesting a Temporary Use Permit for three years to allow a mobile home on the property for a caregiver's residence. There were five notices sent. Of the five notices sent, none were received in favor and one in objection. The letter of objection was read into the record. There were no objections from the audience. There were no further questions or discussion from the Board. Mr. Nichols made a motion to approve the request for a Temporary Use Permit for three years to allow a mobile home on the property for a caregiver's residence. Mr. Bradley seconded the motion and the motion carried.

ZP2003-2

Daniel & Sandra Bays

Daniel and Sandra Bays were present and requesting a Special Use Permit for a pet grooming business as a home occupation. There were seven notices sent. Of the seven notices sent, one was received in favor and none in objection. Mr. Bays explained to the Board that Mrs. Bays would be the primary groomer, he would like to build a separate structure for the grooming business, and they would have indoor portable kennels. Mr. Bays also explained the pets would not be outside at any time and there would be no boarding of pets. There were no further questions or discussion from the Board. Mr. Topping made a motion to approve the request for the Special Use Permit for a pet grooming business with the conditions of approval recommended by staff and contingent upon staff recommendation #9 being changed to reflect the prohibition of overnight boarding of pets. Mr. Nichols seconded the motion and the motion carried.

S 10-01-2

James W. Douglas

Mr. Douglas was present and made an offer of settlement to the Zoning and Adjustment Board and requested a rehearing in return. There were four notices sent. Of the four notices sent, none were received in favor and two were received in objection. Mr. Ray Thornton's letter of objection was read into record. The other letter was not read due to the relevancy to the rehearing case. There were several members of the audience present in favor and in opposition to the case. Mrs. Neal gave the Board background on the case and explained Mr. Douglas was willing to drop his lawsuit against the ZAB contingent upon the ZAB granting Mr. Douglas a new hearing. Mr. Robert Reynolds, attorney for the applicant, was present and requested a new hearing be granted due to a malfunction in the tape recorder on the night of the original hearing and the tape not being audible. Mr. Reynolds explained his client was limited to his appeal with the Circuit Court due to the lack of proper transcription at the previous hearing. There were no further questions or discussion from the Board. Mr. Nichols made a motion to accept the offer of settlement and grant Mr. Douglas a rehearing contingent upon Case 2001CA000261 being dismissed within the Circuit Court. Mr. Topping seconded the motion and the motion passed.

The Board then had a discussion as to the date certain for the rehearing. Mr. Nichols made a motion to rehear the case February 17, 2003. Mr. Topping seconded the motion and the motion carried.

Mr. Story and Mrs. Neal informed the audience members that any evidence that was submitted into the record at the last hearing would have to be resubmitted at the rehearing.

Mr. Bradley made a motion to adjourn the meeting. Mr. Merritt seconded the motion and the motion carried.

The meeting adjourned at 7:17 p.m.

Larry Story, Chairman
Zoning & Adjustment Board